

**2009 DRAFTING REQUEST****Bill**Received: **09/22/2008**Received By: **gmalaise**Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-2213**By/Representing: **Silver**This file may be shown to any legislator: **NO**Drafter: **gmalaise**

May Contact:

Addl. Drafters:

Subject: **Children - juvenile justice**

Extra Copies:

Submit via email: **NO**

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**Pre Topic:**

DOA:.....Silver, BB0044 -

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**Topic:**

Juvenile corrections daily rates

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**Instructions:**

See attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gmalaise 09/22/2008	jdyer 09/25/2008		_____			S&L
/1			mduchek 09/26/2008	_____	cduerst 09/26/2008		S&L
/2	gmalaise 01/15/2009	jdyer 01/16/2009	phenry 01/16/2009	_____	sbasford 01/16/2009		S&L
/3	gmalaise 01/28/2009	kfollett 01/28/2009	mduchek 01/28/2009	_____	sbasford 01/28/2009		

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/2	gmalaise 01/15/2009	jdyer 01/16/2009	phenry 01/16/2009	_____	sbsford 01/16/2009		

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**<END>**  


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/1		1/2 1/6 jld	mduchek 09/26/2008	1/17 ph	cduerst 09/26/2008		

FE Sent For:

**<END>**

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/?	gmalaise	1/9/25 jld	MD 9/25	MD/B 9/25			

FE Sent For:

**<END>**

## 2009-11 Budget Bill Statutory Language Drafting Request

- Topic: Department of Juvenile Corrections Daily Rates
- Tracking Code: BB0044
- SBO team: Agriculture, Environment and Justice
- SBO analyst: Karina Silver
  - Phone: 266-2213
  - Email: [Karina.Silver@wi.gov](mailto:Karina.Silver@wi.gov)
- Agency acronym: DOC
- Agency number: 410
- Priority (Low, Medium, High): High

Gmr

Intent: Update the statutory dates and rates calculated for the biennium.

### Current Language

Current language at s. 301.26(4) sets the rates for juveniles in correctional facilities and in community corrections over the biennium.

### Proposed Change

Update the statutory dates and the rates calculated for the FY07-09 biennium.

FY2009-11 daily rates for juveniles:

	2010	2011
Type 1 secured correctional facility	275.00	283.00
Residential care center	294.00	309.00
Group home	190.00	200.00
Foster Care	72.00	75.00
Treatment Foster Care	126.00	132.00
Corrective sanctions	103.00	106.00
Aftercare	38.00	40.00

Desired effective date: Upon passage of the bill.

**DEPARTMENT OF CORRECTIONS**  
**2009-2011 Biennial Budget**  
**Statutory Language Request**

**Topic:** DJC Daily Rates

**Current Language**

Current language at §301.26(4) sets the statutory rates for juveniles in correctional facilities and in community corrections over the time period of the biennium.

**Proposed Change**

Update the statutory dates and the rates calculated for the biennium.

§301.26(4)(d)2. Beginning on July 1, 2007 2009, and ending on June 30, 2008 2010, the per person daily cost assessment to counties shall be \$259 \$275 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), \$259 \$275 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), \$277 \$294 for care in a residential care center for children and youth, \$165 \$190 for care in a group home for children, \$67 \$72 for care in a foster home, \$132 \$126 for care in a treatment foster home, \$99 \$103 for departmental corrective sanctions services and \$35 \$38 for departmental aftercare services.

§301.26(4)(d)3. Beginning on July 1, 2008 2010 and ending on June 30, 2009 2011, the per person daily cost assessment to counties shall be \$268 \$283 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), \$268 \$283 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), \$296 \$309 for care in a residential care center for children and youth, \$172 \$200 for care in a group home for children, \$74 \$75 for care in a foster home, \$145 \$132 for care in a treatment foster home, \$101 \$106 for departmental corrective sanctions services and \$37 \$40 for departmental aftercare services.

**Effect of the Change**

This change will modify statutes to reflect requested juvenile and community corrections rates.

**Rationale for the Change**

Rates reflecting the cost of care in juvenile correctional institutions and community corrections are set in statute and updated each biennium.

<b>Desired Effective Date:</b>	Upon Passage of Bill
<b>Agency:</b>	DOC
<b>Agency Contact:</b>	Dawn Woeshnick
<b>Phone:</b>	240-5417



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-03577

GMM

LPS-Fix  
request sheet  
please

jld

DOA:.....Silver, BB0044 - Juvenile corrections daily rates

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

In 9/22

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AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**CORRECTIONAL SYSTEM**

**JUVENILE CORRECTIONAL SYSTEM**

Under current law relating to community youth and family aids, generally referred to as "youth aids," DOC is required to allocate various state and federal moneys to counties to pay for state-provided juvenile correctional services and local delinquency-related and juvenile justice services. DOC charges counties for the costs of services provided by DOC according to per person daily cost assessments specified in the statutes. Currently, those assessments include assessments of \$268 for care in a juvenile correctional facility or a treatment facility, \$296 for care in a residential care center for children and youth, \$172 for care in a group home, \$74 for care in a foster home, \$145 for care in a treatment foster home, \$101 for corrective sanctions services, and \$37 for aftercare services. This bill changes those assessments for fiscal year 2009-10 to \$275 for care in a juvenile correctional facility or a treatment facility, \$294 for care in a residential care center for children and youth, \$190 for care in a group home, \$72 for care in a foster home, \$126 for care in a treatment foster home, \$103 for corrective sanctions services, and \$38 for aftercare services; and for fiscal year 2010-11 to \$283 for care in a juvenile correctional facility or a treatment facility, \$309 for care in a residential care center for children and youth, \$200 for care in a group home, \$75 for care in a foster home, \$132 for care in a treatment foster home, \$106 for corrective sanctions services, and \$40 for aftercare services.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 301.26 (4) (d) 2. of the statutes is amended to read:

301.26 (4) (d) 2. Beginning on July 1, 2007 2009, and ending on June 30, 2008 2010, the per person daily cost assessment to counties shall be \$259 \$275 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), \$259 \$275 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), \$277 \$294 for care in a residential care center for children and youth, \$165 \$190 for care in a group home for children, \$67 \$72 for care in a foster home, \$132 \$126 for care in a treatment foster home, \$99 \$103 for departmental corrective sanctions services, and \$35 \$38 for departmental aftercare services.

History: 1995 a. 27 ss. 6363p, 9126 (19); 1995 a. 77, 352, 416, 417; 1997 a. 27, 35, 237, 252; 1999 a. 9, 32; 2001 a. 16, 59, 109; 2003 a. 33; 2005 a. 25, 344; 2007 a. 20 ss. 3112 to 3124; 9121 (6) (a); 2007 a. 97.

SECTION 2. 301.26 (4) (d) 3. of the statutes is amended to read:

301.26 (4) (d) 3. Beginning on July 1, 2008 2010, and ending on June 30, 2009 2011, the per person daily cost assessment to counties shall be \$268 \$283 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), \$268 \$283 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), \$296 \$309 for care in a residential care center for children and youth, \$172 \$200 for care in a group home for children, \$74 \$75 for care in a foster home, \$145 \$132 for care in a treatment foster home, \$101 \$106 for departmental corrective sanctions services, and \$37 \$40 for departmental aftercare services.

History: 1995 a. 27 ss. 6363p, 9126 (19); 1995 a. 77, 352, 416, 417; 1997 a. 27, 35, 237, 252; 1999 a. 9, 32; 2001 a. 16, 59, 109; 2003 a. 33; 2005 a. 25, 344; 2007 a. 20 ss. 3112 to 3124; 9121 (6) (a); 2007 a. 97.

(END)



**Malaise, Gordon**

---

**From:** Silver, Karina B - DOA [karina.silver@wisconsin.gov]  
**Sent:** Thursday, January 15, 2009 3:13 PM  
**To:** Malaise, Gordon  
**Subject:** Changes to draft 0357/1

Gordon,

We made a few changes to the agency that resulted in the need to change some of the juvenile daily rates.

Here's is the list of new rates:

	FY10	FY11
Type 1 juvenile correctional facility	\$273	\$277
Corrective Sanctions	\$102	\$104
Aftercare	\$40	\$41

Please let me know if you have any questions.

Thanks,

Karina B. Silver  
Executive Policy and Budget Analyst  
State Budget Office  
(608) 266-2213



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-0357/1

GMM:jld:md

IN 11/15

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DOA:.....Silver, BB0044 - Juvenile corrections daily rates

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

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AN ACT ...; relating to: the budget.

\$102 ✓

*Analysis by the Legislative Reference Bureau*

**CORRECTIONAL SYSTEM**

**JUVENILE CORRECTIONAL SYSTEM**

\$273  
✓

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Under current law relating to community youth and family aids, generally referred to as "youth aids," DOC is required to allocate various state and federal moneys to counties to pay for state-provided juvenile correctional services and local delinquency-related and juvenile justice services. DOC charges counties for the costs of services provided by DOC according to per person daily cost assessments specified in the statutes. Currently, those assessments include assessments of \$268 for care in a juvenile correctional facility or a treatment facility, \$296 for care in a residential care center for children and youth, \$172 for care in a group home, \$74 for care in a foster home, \$145 for care in a treatment foster home, \$101 for corrective sanctions services, and \$37 for aftercare services. This bill changes those assessments for fiscal year 2009-10 to \$275 for care in a juvenile correctional facility or a treatment facility, \$294 for care in a residential care center for children and youth, \$190 for care in a group home, \$72 for care in a foster home, \$126 for care in a treatment foster home, \$103 for corrective sanctions services, and \$38 for aftercare services; and for fiscal year 2010-11 to \$288 for care in a juvenile correctional facility or a treatment facility, \$309 for care in a residential care center for children and youth, \$200 for care in a group home, \$75 for care in a foster home, \$132 for care in a treatment foster home, \$106 for corrective sanctions services, and \$40 for aftercare services.

\$40 ✓

\$104 ✓

\$277 ✓

\$41 ✓

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

SECTION 1. 301.26 (4) (d) 2. of the statutes is amended to read:

301.26 (4) (d) 2. Beginning on July 1, ~~2007~~ 2009, and ending on June 30, 2008  
2010, the per person daily cost assessment to counties shall be \$259 ~~\$275~~ for care in  
a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), \$259 ~~\$275~~ for care  
for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),  
\$277 ~~\$294~~ for care in a residential care center for children and youth, \$165 ~~\$190~~ for  
care in a group home for children, \$67 ~~\$72~~ for care in a foster home, \$132 ~~\$126~~ for  
care in a treatment foster home, \$99 ~~\$104~~ for departmental corrective sanctions  
services, and \$35 ~~\$39~~ for departmental aftercare services.

SECTION 2. 301.26 (4) (d) 3. of the statutes is amended to read:

301.26 (4) (d) 3. Beginning on July 1, 2008 2010, and ending on June 30, 2009  
2011, the per person daily cost assessment to counties shall be \$268 ~~\$282~~ for care in  
a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), \$268 ~~\$282~~ for care  
for juveniles transferred from a juvenile correctional institution under s. 51.35 (3),  
\$296 ~~\$309~~ for care in a residential care center for children and youth, \$172 ~~\$200~~ for  
care in a group home for children, \$74 ~~\$75~~ for care in a foster home, \$145 ~~\$132~~ for  
care in a treatment foster home, \$101 ~~\$109~~ for departmental corrective sanctions  
services, and \$37 ~~\$40~~ for departmental aftercare services.

(END)

**Malaise, Gordon**

---

**From:** Silver, Karina B - DOA [karina.silver@wisconsin.gov]  
**Sent:** Wednesday, January 28, 2009 1:28 PM  
**To:** Malaise, Gordon  
**Subject:** 0357 and 0358 changes

Hi Gordon,

We have a few changes that need to be made to the Youth Aids draft and the Daily Rates draft.

**LRB-0357**

Please change the rates for Type 1 juvenile correctional facility to \$270 in FY10 and \$275 in FY11.  
Change the rates for corrective sanctions services to \$101 in FY10 and \$103 in FY11.

**LRB-0358**

Section 2. The amounts need to be changed as follows: ~~\$47,432,600 for the last 6 months of 2009, \$94,865,200 for 2010, and \$47,432,600 for the first 6 months of 2011.~~

There is a slight chance that the numbers may change a bit but hopefully not (otherwise there just might be a mutiny over here, as well as at your office, I bet! ☺ ).

Karina B. Silver  
Executive Policy and Budget Analyst  
State Budget Office  
(608) 266-2213

01/28/2009



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-0357/2

GMM:jld:ph

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E. K. F.

DOA:.....Silver, BB0044 - Juvenile corrections daily rates

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

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1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**CORRECTIONAL SYSTEM**

**JUVENILE CORRECTIONAL SYSTEM**

\$270

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101  
\$101

\$103

\$275

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(END)



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRB-0357/3  
GMM:jld&kjf:md

DOA:.....Silver, BB0044 - Juvenile corrections daily rates

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to:** the budget.

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*Analysis by the Legislative Reference Bureau*

**CORRECTIONAL SYSTEM**

**JUVENILE CORRECTIONAL SYSTEM**

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**(END)**